

01/17/01
U.S. PTO
9859

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Revised PTO/SB/05 (08-00)

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Approved for use through 10/31/2002 (OMB 0651-0032)
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	PTZ32
First Inventor	Rosen et al.
Title	Nucleic Acids, Proteins, and Antibodies
Express Mail Label No.	

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original, and a duplicate for fee processing)

2. Applicant claims small entity status.
See 37 CFR 1.27.

3. Specification [Total Pages 874]
(preferred arrangement set forth below)
 - Descriptive title of the Invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure

4. Drawing(s) (35 U.S.C. 113) [Total Sheets]

5. Oath or Declaration [Total Pages 5]
 a. Newly executed (original or copy)
 b. Copy from a prior application (37 CFR 1.63(d))
 (for continuation/divisional with Box 17 completed)
 c. **DELETION OF INVENTOR(S)**
 Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

6. Application Data Sheet. See 37 CFR 1.76. (13 pages).
 The entire disclosure of all applications claimed for priority on the Application Data Sheet are considered a part of the disclosure of the present application and are hereby incorporated by reference in their entirety.

7. CD-ROM or CD-R in duplicate, large table or Computer Program

8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 a. Computer Readable Form (CRF)
 b. Specification Sequence Listing on:
 i. CD-ROM or CD-R (2 copies); or
 ii. paper
 Statement under 1.821 verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. Assignment Papers (cover sheet and document(s))

10. 37 CFR 3.73(b) Statement Power of Attorney

11. English Translation Document (if applicable)

12. Information Disclosure Statement/ Form PTO/SB/08
 Copies of Citations

13. Preliminary Amendment

14. Return Receipt Postcard (MPEP 503)
 (should be specifically itemized)

15. Certified copy of Priority Document(s)
 (if foreign priority is claimed)

16. Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.

17. Other:
 a. Transmittal and Submission Under 37 C.F.R. §§ 1.824 and 1.52(e);

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76.

Continuation Divisional Continuation-in-Part (CIP)
 Prior application information: Examiner _____ of prior application No: _____ / _____
 Group/Art Unit: _____

For CONTINUATION OR DIVISIONAL APPS only The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.**18. CORRESPONDENCE ADDRESS**

Customer Number or Bar Code Label 22195 or Correspondence address below

NAME				
ADDRESS				
CITY	STATE	ZIP CODE		
COUNTRY	TELEPHONE	FAX		
NAME (Print/Type)	Registration No. (Attorney/Agent) <u>40,302</u>			
SIGNATURE	<u>Joseph S. Kenney (Reg. No. 43710) for Kenley K. Hoover</u> Date <u>January 17, 2001</u>			

Burden Hour Statement: This form is estimated to take 0 2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231
 PTO/SB/05 Revised

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Hoover</td> <td colspan="3">Registration No.: 40,302</td> <td>Telephone</td> <td>301-610-5771</td> </tr> <tr> <td colspan="5">Signature: <i>Joseph J. Kenny (Reg. No. 43710) for Kenley K. 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108	80	209	40	**Reissue independent claims over original patent																																																																																																																																																																																																																																																																																																																																																																																					
110	18	210	9	**Reissue claims in excess of 20 and over original patent																																																																																																																																																																																																																																																																																																																																																																																					
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Name (Print/Type) Kenley K. Hoover					Registration No.: 40,302			Telephone	301-610-5771																																																																																																																																																																																																																																																																																																																																																																																
Signature: <i>Joseph J. Kenny (Reg. No. 43710) for Kenley K. Hoover</i>								Date	1/17/01																																																																																																																																																																																																																																																																																																																																																																																

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Rosen et al.

Application Serial No.: Unassigned

Group Art Unit: Unassigned

Filed: Herewith

Examiner: Unassigned

For: Nucleic Acids, Proteins, and Antibodies

Attorney Docket No.: PTZ32

**TRANSMITTAL AND SUBMISSION UNDER
37 C.F.R. §§ 1.824 and 1.52(e)**

Commissioner For Patents
Washington, D.C. 20231

Sir:

In accordance with 37 C.F.R. §§ 1.821(e) and 1.824, Applicants submit herewith a Sequence Listing satisfying the computer readable format requirements on a compact disc (CD-R) labeled "CRF." Applicants submit concurrently herewith a Statement Under 37 C.F.R. § 1.821.

Additionally, in accordance with 37 C.F.R. §§ 1.52(e), 1.821, and 1.823, Applicants submit herewith a Sequence Listing as an electronic document on two identical compact discs (CD-R). Applicants certify under 37 C.F.R. § 1.52(e)(4) that these two compact discs, labeled "Copy 1" and "Copy 2," are identical. These compact discs, formatted for an IBM-PC machine and compatible with the MS-Windows operating system, contain the following files:

Document	File Name	Size in bytes	Date of Creation
Sequence Listing	PTZ32_seqList.txt	3,411,250	01/15/2001
V Viewer Setup File	SetupDLL.exe	695,808	12/19/2000
V Viewer Help File Controller	v.cnt	7,984	01/05/2001
V Viewer Program File	v.exe	753,664	12/19/2000
V Viewer Help File	v.hlp	447,766	01/05/2001

Pursuant to 37 C.F.R. § 1.52(e)(3)(ii), Applicants note that the Sequence Listing may be viewed on an IBM-PC machine running the MS-Windows operating system by using the V viewer software, licensed by HGS, Inc., included on the compact discs (see World Wide Web URL: <http://www.fileviewer.com>). To use the V viewer, the SetupDLL.exe file must first be executed to install required files. The V viewer can then be

opened by executing the v.exe file from the compact disc. Once open, the V viewer can be used to open and view the Sequence Listing and Tables from the compact disc. Further instructions for use of the V viewer may be obtained using the Help function from within the V viewer software.

Respectfully submitted,

Date: January 17, 2001

Joseph J. Kenny (Reg. No. 43710)
Kenley K. Hoover (Reg. No. 40,302)
Kenley K. Hoover
Attorney for Applicants

Human Genome Sciences, Inc.
9410 Key West Avenue
Rockville, MD 20850
Telephone: (301) 610-5771

KKH/mjh
Enclosures

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Attorney Docket No.: PTZ32

STATEMENT UNDER 37 C.F.R. § 1.821

Assistant Commissioner For Patents
Washington, D.C. 20231

Sir:

Applicants hereby certify under 37 C.F.R. §1.821(f), that the content of the sequence listing information recorded in computer-readable form submitted herewith on compact disc (CD-R) is identical to the written (on compact disc (CD-R)) sequence listing.

Respectfully submitted,

Date: January 17, 2001

Joseph J. Kenny (Reg. No. 43710)
Kenley K. Hoover (Reg. No. 40,302)
for Agent for Applicants

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Enclosures